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JAN 10 2002
PATENT AND TRADEMARK OFFICE

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Page 1 of 1

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/872,412	06/01/2001	David C. Banks	10923-05988U

NEW 112-0030US
CONFIRMATION NO. 2661

00758
FENWICK & WEST LLP
TWO PALO ALTO SQUARE
PALO ALTO, CA 94306

FORMALITIES LETTER



OC000000006365056

Date Mailed: 07/31/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

01/16/2002 BNGUYEN1 00000026 09872412

01 FC:105

130.00 OP

#3

**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
NEW 112-0030US

**COPY OF PAPERS
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In Re Application Of:
David C. Banks

JAN 10 2002

Serial No.
09/872,412

Filing Date
06/01/2001

Examiner

Group Art Unit

Invention:

LINK TRUNKING AND MEASURING LINK LATENCY IN FIBRE CHANNEL FABRIC

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

This is a response to the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533) mailed on
07/31/2001
Date

Enclosed herewith for filing are the following:

- A copy of the Notice to File Missing Parts of Application - Filing Date Granted (PTO-1533). **(REQUIRED)**
- An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date.
- A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date.
- An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date.
- A verified English translation of the non-English language application papers as originally filed. It is requested that this translation be used as the copy for examination purposes in the United States Patent and Trademark Office.
- Other (list):

01/16/2002 BY GUYEN1 00000026 09872412

02 FC:115

110.00 OP

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**Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533)(Large Entity)**

Docket No.
NEW 112-0030US

In Re Application Of:
David C. Banks

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Serial No.
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~~DA~~ Filing Date

Examiner

Group Art Unit

Invention:

LINK TRUNKING AND MEASURING LINK LATENCY IN FIBRE CHANNEL FABRIC

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

- Completion of application fees as calculated below:

Utility application filing fee _____

Design application filing fee _____

Total number of independent claims = _____

Total number of claims =

Multiple dependent claims

Surcharge for late payment of filing fee and/or late filing of original declaration or oath **\$130.00**

Petition and fee for filing by other than all the inventors or a person not the inventor

Fee for processing an application filed with a non-English language specification

Fee for processing and retention of application

Total completion of application fees \$130.00

This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the above-identified Notice to File Missing Parts of Application. The requested extension is as follows (check time period desired). If an additional time extension is required, please consider this a petition therefor.

- One month Two months Three months Four months Five months

from: 9/30/2001 *Date* until: 10/31/2001 *Date*

Total time extension fees \$110.00

Total fees due \$240.00

Response To Notice To File Missing Parts Of Application
Filing Date Granted (PTO-1533) (Large Entity)

Docket No.
NEW 112-0030US

In Re Application Of:
David C. Banks

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Serial No.
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Group Art Unit

Invention:

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TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Box Missing Parts

The fee of \$240.00 is to be paid as follows:

- A check in the amount of the fee is enclosed.
- The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No.
A duplicate copy of this sheet is enclosed.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 501922
A duplicate copy of this sheet is enclosed.

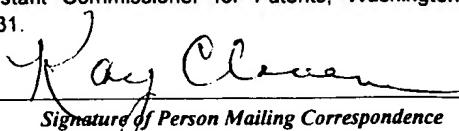


Signature

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Wong, Cabello, Lutsch, Rutherford & Brucculeri, P.
20333 SH 249, Suite 600
Houston, TX 77070
832/446-2415
Fax 832/446-2424

Dated: 10/ 30/2001

I certify that this document and fee is being deposited on October 30, 2001 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Kay Clavenna

Signature of Person Mailing Correspondence

Kay Clavenna

Typed or Printed Name of Person Mailing Correspondence

CC: